

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 422 OF 2004
IN
APPEAL FROM ORDER (ST.) NO. 9807 OF 2004.**

M/s.Shreeji Enterprises.

... Appellant.

V/s.

Tulsidas Gopalji Charitable Trust
and others.

... Respondents.

A.Jaykar for the applicant.

A.K.Saklikar for respondent No.1.

CORAM : A.S.Oka, J.

DATED : 24th January, 2005

P.C. :

. Rule is already issued.

2. Heard learned counsel appearing for the parties.

3. Learned counsel for the respondents makes a grievance that there is an unexplained delay of about one month.

4. Considering the averments made in the application, sufficient cause is made out for condonation of delay. Accordingly, application is allowed in terms of prayer clause (a) and (b). Applicant/appellant shall pay costs of Rs.2,500/- to the respondent within a period of two weeks from today.

5. Place the appeal for admission on 14th February, 2005 as it is.